

**Jim
Langevin**
U.S. CONGRESS

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20 November 2010

Jeff S. Jordan, Esquire
Supervisory Attorney, Complaints Examination and Legal Administration
Federal Election Commission
999 E Street, NW
Washington, DC 20463

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COMMISSION
2010 NOV 29 PM 1:57
OFFICE OF GENERAL
COUNSEL

Dear Mr. Jordan:

Please accept this letter in response to your letter dated November 10, 2010 regarding MUR 6423.

In response to the complaint filed by Giovanni Cicciolas and the Rhode Island Republican Party, Langevin for Congress (Committee) began addressing this issue immediately upon learning of the situation, weeks before receiving your notification (see email correspondence dated October 29, 2010).

In response to the complaint, the Committee has examined each and every report that it had filed for the 2010 election cycle and found that contrary to the complaint, most of the "credit card payments" listed in fact do have the appropriate memo items associated with them, per FEC requirements. However, after review, the Committee did find that there were some disbursements to credit cards that were missing the corresponding memoed items. As was immediately explained to Mr. Chris Jones at the Federal Election Commission, there was a problem with the Committee's reporting software (NCP Software) which did not include memo items for data that did not fall within the same date range as the associated credit card payment; for example, memo items for the payment to American Express on July 10, 2010 were not included in the "Pre-Primary Report" because the charges did not occur within the July 1st and August 25th reporting period (please see email correspondence dated November 1, 2010).

Immediately upon learning of the "glitch" in the software, the Committee spoke with the software vendor and the problem was corrected. The committee has now filed amendments to each and every report for the 2010 election cycle (please see included email correspondence dated November 1, 2010 and receipts of amendments).

The Committee employs a strict policy of making every effort to ensure that all of its reports adhere to the highest standards. For all of the reports stated in the complaint, each of them "balanced" perfectly, with regard to the aggregate totals reported on the summary pages.

THE COURAGE TO LEAD

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Unfortunately, due to the fact that memo items are not factored into the equation used to derive these totals, it was not realized that some memo items were inadvertently excluded from the corresponding reports. As evidenced by the enclosed email correspondence from NGP and the Committee, this "glitch" has occurred with other campaigns as well. Of course, this does not absolve the Committee of responsibility, but it exemplifies that this Committee is not the only one affected by this matter.

It certainly was not the Committee's intent to be deceitful or to "hide" expenses. Unfortunately, the committee made the faulty assumption that all of the memo items were included for each and every one of the actual disbursements – all of which were indisputably included in the appropriate reports. It was an inadvertent and unfortunate oversight, and overreliance on the compliance software, that allowed some memo items to be excluded. As such, the committee has already implemented new practices to ensure that all memo items are included in the future.

Based on the lack of intent, the fact that amendments have already been filed, as well as the fact that the reporting of "actual expenses" was never in question, please accept this request that "no action should be taken against Langevin for Congress . . . or me as treasurer."

Thank you for attention to this matter, and should you need anything further, please contact me at anytime.

Respectfully yours,



Edward A. Giroux
Treasurer

Enclosures: October 29, 2010 email correspondence
 November 1, 2010 email correspondence
 November 1, 2010 email correspondence – part 2
 FEC Financial Disclosure Filing Acknowledgements